

Docket No.: TUC9-1997-0006 US2

September 9, 2005

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SEP 09 2005

Re:      Applicant(s): Basham et al.  
 Assignee: International Business Machines Corporation  
 Title: DUAL PURPOSE MEDIA DRIVE PROVIDING CONTROL  
 PATH TO SHARED ROBOTIC DEVICE IN AUTOMATED  
 DATA STORAGE LIBRARY  
 Serial No.: 09/853,557  
 Examiner: T. R. PEYTON      Filed: 5/10/2001  
 Docket No.: TUC9-1997-0006 US2      Group Art Unit: 2182

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) This Transmittal Letter (in duplicate); and
- (2) Response To Non-Final Office Action (3 pages); and
- (3) Petition For Extension Of Time (1 page); and
- (4) Terminal Disclaimer (2 pages).

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No additional fee is required.

The fee has been calculated as shown below:

**CLAIMS AS AMENDED**

	Claims Remaining <u>After Amendment</u>		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee
Total Claims	33	Minus	33	= 0	x \$18.00	\$ 0
Independent Claims	13	Minus	13	= 0	x \$84.00	\$ 0
<input type="checkbox"/> Fee of _____ for the first filing of one or more multiple dependent claims per application						\$ 0
<input checked="" type="checkbox"/> Fee for Terminal Disclaimer						\$ 130.00
<b>Total additional fee for this Amendment:</b>						\$ 130.00
<input checked="" type="checkbox"/> Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.						\$ 1020.00
<input checked="" type="checkbox"/> Please charge our Deposit Account No. 09-0449 in the amount of						\$ 1150.00
<input checked="" type="checkbox"/> Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 09-0449.						\$ 1150.00
<b>Total:</b>						<b>\$ 1150.00</b>

I hereby certify that this correspondence is being faxed to:  
 Commissioner for Patents, P.O. Box 1450, Alexandria, VA,  
 22313-1450, on September 9, 2005.

Signature

9/9/05  
Date of Signature

Respectfully submitted,

John C. Kennel  
 Attorney for Applicants  
 Reg. No. 48,562  
 Phone: (520) 799-5793  
 Facsimile: (520) 799-5551

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Basham et al.  
Assignee: International Business Machines Corporation  
Title: DUAL PURPOSE MEDIA DRIVE PROVIDING CONTROL PATH TO SHARED  
ROBOTIC DEVICE IN AUTOMATED DATA STORAGE LIBRARY  
Serial No.: 09/853,557 Filed: 05/10/2001  
Examiner: T. R. PEYTON Group Art Unit: 2182  
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September 9, 2005

FEE AMENDMENT  
COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

RESPONSE TO NON-FINAL OFFICE ACTION

Dear Sir:

This paper is responsive to the Office Action dated March 9, 2005 (the "Office Action"), having a shortened statutory period expiring on June 9, 2005. Accompanying this response is a Petition under 37 C.F.R. § 1.136 for a three-month extension of time, setting a new time for response of September 9, 2005. Further examination and reconsideration are respectfully requested in view of the remarks set forth below.